

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

IAN J. BROWN, JAMES BROWN, and
BARBARA BROWN,

Plaintiffs,

v.

UNITED STATES OF AMERICA,
VERIZON NEW ENGLAND, INC., and
BOSTON EDISON COMPANY d/b/a/
NSTAR ELECTRIC,

Defendants .

Civ. No. 04-11924-RGS

UNITED STATES' MOTION FOR SUMMARY JUDGMENT

For the reasons set forth in the accompanying memorandum, the United States requests that this Court grant summary judgment in favor of the United States.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By: /s/ Anita Johnson
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing has been served upon Scott Charnas, counsel for Plaintiff, Joshua Lewin, counsel for Verizon, and Michael Callahan, counsel for Nstar, and all other attorneys of record by the electronic filing system, on this fourteenth day of March 2007.

/s/ Anita Johnson